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9 **UNITED STATES DISTRICT COURT**
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11 **CENTRAL DISTRICT OF CALIFORNIA**

12 STAR FABRICS, INC., a California
13 Corporation,

14 Plaintiff,

15 v.

16 AAKAA, INC., a California Corporation;
17 FOUR LILIES, LLC, d/b/a
18 “BalticBorn.com,” a Utah Limited Liability
19 Company; LUXXEL, INC., a California
20 Corporation; ENTRO, INC., a California
21 Corporation; ELI HOUSE BOUTIQUE, a
22 business entity of form unknown; CS
23 CLOTHING L.A., d/b/a “csclothingla.com,”
24 a business entity of form unknown; and
25 DOES 1 through 10;

26
27 Defendant.

28 Case No.:

PLAINTIFF’S COMPLAINT FOR
COPYRIGHT INFRINGEMENT

Jury Trial Demanded

1 Star Fabrics, Inc., by and through its undersigned attorneys, hereby prays to
2 this honorable Court for relief based on the following:

3 **JURISDICTION AND VENUE**

4 1. This action arises under the Copyright Act of 1976, Title 17 U.S.C., § 101
5 *et seq.*

6 2. This Court has federal question jurisdiction under 28 U.S.C. §§ 1331 and
7 1338 (a).

8 3. Venue in this judicial district is proper under 28 U.S.C. §§ 1391(c) and
9 1400(a) in that this is the judicial district in which a substantial part of the acts and
10 omissions giving rise to the claims occurred.

11 **PARTIES**

12 4. Plaintiff STAR FABRICS, INC. is a corporation organized and existing
13 under the laws of the State of California with its principal place of business located in
14 Los Angeles, California.

15 5. Plaintiff is informed and believes and thereon alleges that Defendant
16 AAKAA, INC. (“AAKAA”), is a corporation organized and existing under the laws
17 of the State of California with its principal place of business located in 1016 S.
18 Towne Avenue, Suite 208, Los Angeles, CA 90021.

19 6. Plaintiff is informed and believes and thereon alleges that Defendant
20 FOUR LILIES, LLC, d/b/a “BalticBorn.com” (“BALTIC BORN”), is a limited
21 liability company organized and existing under the laws of the State of Utah with its
22 principal place of business located at 300 S. 1350 E., 4th Floor, Lehi, Utah 84003, and
23 does business in and with the state of California.

24 7. Plaintiff is informed and believes and thereon alleges that BALTIC
25 BORN owns and operates the online storefront at www.balticborn.com through
26 which it sells garments under the BALTIC BORN label. Plaintiff further alleges,
27 upon information and belief, that the “Privacy Policy” governing BALTIC BORN’s
28 website enumerates California’s privacy rights of California residents specifically.

1 8. Plaintiff is informed and believes and thereon alleges that Defendant
2 LUXXEL, INC. (“LUXXEL”), is a corporation organized and existing under the laws
3 of the State of California with its principal place of business located at 5024 Hampton
4 St., Vernon, CA 90015.

5 9. Plaintiff is informed and believes and thereon alleges that Defendant
6 ENTRO, INC. (“ENTRO”), is a corporation organized and existing under the laws of
7 the State of California with its principal place of business located at 6440 E. 26th
8 Street, Commerce, CA 90040.

9 10. Plaintiff is informed and believes and thereon alleges that Defendant
10 ELI HOUSE BOUTIQUE (“EHB”), is a business entity of form unknown with its
11 principal place of business located at 3100 Imperial Highway, Lynwood, CA 90262.

12 11. Plaintiff is informed and believes and thereon alleges that Defendant CS
13 CLOTHING L.A. d/b/a “csclothingla.com” (“CS CLOTHING”), is a business entity
14 of form unknown with its principal place of business located at 2101 Galleria Way,
15 Glendale, CA 91210.

16 12. Defendants DOES 1 through 10 (together with AAKAA, BALTIC
17 BORN, LUXXEL, ENTRO, EHB, and CS CLOTHING, “Defendants”), are other
18 parties not yet identified who have infringed Plaintiff’s copyrights, have contributed
19 to the infringement of Plaintiff’s copyrights, or have engaged in one or more of the
20 wrongful practices alleged herein. The true names, whether corporate, individual or
21 otherwise, of Defendants 1 through 10, inclusive, are presently unknown to Plaintiff,
22 which therefore sues said Defendants by such fictitious names, and will seek leave to
23 amend this Complaint to show their true names and capacities when same have been
24 ascertained.

25 13. Plaintiff is informed and believes and thereon alleges that at all times
26 relevant hereto each of the Defendant was the agent, affiliate, officer, director,
27 manager, principal, alter-ego, and/or employee that was at all times acting within the
28 scope of such agency, affiliation, alter-ego relationship and/or employment; and

1 actively participated in or subsequently ratified and/or adopted each of the acts or
2 conduct alleged, with full knowledge of all the facts and circumstances, including,
3 but not limited to, full knowledge of each violation of Plaintiff's rights and the
4 damages to Plaintiff proximately caused thereby.

5 14. Plaintiff did not know or have reason to know of any of Defendant's
6 infringing conduct prior to three years before the filing of this Complaint.

CLAIMS RELATED TO DESIGN 21309

8 15. Plaintiff owns an original two-dimensional artwork used for purposes of
9 textile printing entitled 21309 (the “Subject Design”) which has been registered with
10 the United States Copyright Office under Registration No. VA 2-271-076.

11 16. Prior to the acts complained of herein, Plaintiff sampled and sold fabric
12 bearing the Subject Design to numerous parties in the fashion and apparel industries.

13 17. Plaintiff is informed and believes and thereon alleges that AAKAA,
14 BALTIC BORN, LUXXEL, EHB, ENTRO, CS CLOTHING, and certain DOE
15 defendants created, sold, manufactured, caused to be manufactured, imported and/or
16 distributed fabric and/or garments comprised of fabric featuring reproductions of the
17 Subject Design or designs which are substantially similar to Subject Design
18 (hereinafter “Offending Product”). The Offending Product include but is not limited
19 to the garments sold as follows:

20 a. By BALTIC BORN, bearing the label “Baltic Born,” under SKU
21 00840198887355, Style No. DA29767HF, and RN 146249,
22 indicating it was manufactured or otherwise distributed by AAKAA;
23 b. By EHB, bearing the label “EHB Luxury Wear,” under Style
24 LR8751, and RN 144954, indicating it was manufactured or
25 otherwise distributed by LUXXEL;
26 c. By Impressions, bearing the label “Entro,” under SKU
27 T19693PSKYB1XL, Style No. T19693P, and RN 120978, indicating
28 it was manufactured or otherwise distributed by ENTRO; and

1 d. By CS CLOTHING, bearing the label "Luxxel," under Style No.
2 LD8753, and RN 144954, indicating it was manufactured or
3 otherwise distributed by LUXXEL.

4 18. A representative sample of the Subject Design, and an exemplar of an
5 Offending Product are set forth hereinbelow:

6 **Subject Design**



6 **Offending Product**



20 **Detail**



20 **Detail**



1 19. In addition, on March 3, 2025 and March 6, 2025, STAR sent
2 correspondence to AAKAA, BALTIC BORN, LUXXEL, and EHB, demanding that
3 they cease and desist from further use of the Subject Design and to provide STAR
4 with information regarding the full scope of their use of the Subject Design to explore
5 an amicable resolution to this dispute. Because the parties were unable to resolve
6 STAR's claims, STAR now seeks relief from this Court.

FIRST CLAIM FOR RELIEF

(For Copyright Infringement - Against All Defendants, and Each)

9 20. Plaintiff repeats, realleges and incorporates herein by reference as
10 though fully set forth the allegations contained in the preceding paragraphs of this
11 Complaint.

12 21. Defendants, and each of them, had access to the Subject Design ,
13 including, without limitation, through (a) access to Plaintiff's showroom and/or
14 design library; (b) access to illegally distributed copies of the Subject Design by
15 third-party vendors, including without limitation international and/or overseas
16 converters and printing mills; (c) access to Plaintiff's strike-offs and samples, and (d)
17 access to garments in the marketplace manufactured with lawfully printed fabric
18 bearing the Subject Design.

19 22. Defendants, and each of them, infringed Plaintiff's copyright by
20 creating, making and/or developing directly infringing and/or derivative works from
21 the Subject Design and by producing, distributing and/or selling Offending Product
22 through a nationwide network of retail stores, catalogues, and through on-line
23 websites.

24 23. Due to Defendants', and each of their, acts of infringement, Plaintiff has
25 suffered damages in an amount to be established at trial.

26 24. Due to Defendants', and each of their, acts of copyright infringement as
27 alleged herein, Defendants, and each of them, have obtained profits they would not
28 otherwise have realized but for their infringement of the Subject Design. As such,

1 Plaintiff is entitled to disgorgement of Defendants, and each of their, profits
2 attributable to the infringement of the Subject Design in an amount to be established
3 at trial.

4 25. Plaintiff is informed and believes and thereon alleges that the
5 Defendants, and each of them, have committed copyright infringement with actual or
6 constructive knowledge of Plaintiff's rights such that said acts of copyright
7 infringement were, and continue to be, willful, intentional and malicious.

8 **PRAAYER FOR RELIEF**

9 Wherefore, Plaintiff prays for judgment as follows:

- 10 a. That Defendants—each of them—and their respective agents and
11 servants be enjoined from importing, manufacturing, distributing,
12 offering for sale, selling or otherwise trafficking in any product that
13 infringes Plaintiff's copyrights in the Subject Design;
- 14 b. That Plaintiff be awarded all profits of Defendants, and each of them,
15 plus all losses of Plaintiff, the exact sum to be proven at the time of trial,
16 or, if elected before final judgment, statutory damages as available under
17 the Copyright Act, 17 U.S.C. § 101 et seq.;
- 18 c. That Plaintiff be awarded its attorneys' fees as available under the
19 Copyright Act U.S.C. § 101 et seq.;
- 20 d. That Plaintiff be awarded pre-judgment interest as allowed by law;
- 21 e. That Plaintiff be awarded the costs of this action; and
- 22 f. That Plaintiff be awarded such further legal and equitable relief as the
23 Court deems proper.

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JURY DEMAND

2 Plaintiff demands a jury trial on all issues so triable pursuant to Fed. R. Civ. P.
3 38 and the 7th Amendment to the United States Constitution.

Dated: April 8, 2025

DONIGER / BURROUGHS

By: /s/ Stephen M. Doniger
Stephen M. Doniger, Esq.
David Shein, Esq.
Attorneys for Plaintiff